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[AS AMENDED IN COMMITTEE]

TO

Amend the Law relating to Coroners in the County of the
City of Dublin.

A.D. 1876.

WHERRAS it is expedient to amend the law with respect to
coroners in the county of the city of Dublin :

Be it therefore enacted by the Queen's most Excellent Majesty,
by and with the advice and consent of the Lords Spiritual and
5 Temporal, and Commons, in this present Parliament assembled, and
by the authority of the same, as follows :

1. From and after the passing of this Act the several parts of the ^{Repeal.}
Acts set forth in the schedule to this Act annexed, so far as the
same apply to the county of the city of Dublin, but no further,
10 shall be and the same are hereby repealed.

2. From and after the passing of this Act no person shall be ^{Qualification}
elected or chosen to the office of coroner of the county of the city ^{of coroner.}
of Dublin unless at the time of being so elected or chosen he in
addition to possessing such statutable qualification as is at present
15 required is further qualified as follows ; that is to say,

- (a.) Is duly qualified to practice medicine or surgery, and re-
gistered as so qualified under the Medical Act of 1858, or
any Act amending the same ; or
(b.) Is a barrister-at-law ; or
20 (c.) Is on the roll of solicitors or attorneys in one of the superior
courts at Dublin.

3. From and after the passing of this Act there shall be paid to
every coroner for the county of the city of Dublin, in lieu of the
fees, milages, and allowances which if this Act had not been
25 passed he would have been entitled to receive, such an annual
salary as shall be agreed upon between him and the town council
of the county of the city of Dublin, such salary, in the case of any
person holding the office of coroner of the county of the city of

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A.D. 1876. Dublin at the time of the passing of this Act, not being less than the average amount of the fees, milages, and allowances actually received by such coroner and his predecessors, if any, for the five years immediately preceding the thirty-first day of December one thousand eight hundred and seventy-five; and such salary shall be paid quarterly to such coroner in the manner and out of the same funds as hitherto; and whenever, from death, removal, or any other cause whatever, any such coroner shall not be entitled to a salary for the whole of a quarter, a proportionate part of the salary shall be paid to him, or, in case of his death, to his personal representatives: Provided always, that in case the town council and any such coroner as aforesaid shall be unable to agree as to the amount of the salary to be paid to such coroner, it shall be lawful for the chief secretary to the Lord Lieutenant for the time being, and he is required, upon the application of such coroner, to fix and determine the amount of such salary, having regard to the amount of such average as aforesaid, also the average number of inquests held by any such coroner or coroners in the preceding five years as aforesaid, and also to the special circumstances of each case. Provided also, that after the lapse of every successive period of five years it shall be lawful for such town council and such coroner as aforesaid to revise and thereby increase or diminish any such salary, having regard to the average number of inquests held by any such coroner or coroners in the five years immediately preceding, and subject in case of their disagreement to such appeal to the chief secretary as aforesaid.

Provided always, that nothing herein contained shall in any manner take away, alter, or deprive any such coroner of the right to be repaid, out of the same funds as hitherto accustomed, the expenses and disbursements which may have been paid or made by him on the holding of any inquest as provided by the several Acts now in force.

Amalgamation
of
offices.

4. And whereas in the county of the city of Dublin there are at present two coroners of and for the said district, each one of whom discharges the whole of the duties in alternate months for the whole of said district, and it is expedient to permit and provide for the amalgamation of the two offices: Be it enacted, that on the death or retirement of either one of the said two coroners the remaining coroner shall thereby and thereupon attain to and hold the office and discharge the duties of sole coroner for the county of the city of Dublin, and thereupon there shall be paid to such coroner, in addition to the salary then payable to him, the amount of the salary which was payable to the coroner so dying or retiring at the

time of his death or retirement, and thereafter there shall be but one coroner from time to time for the county of the city of Dublin : Provided that the amount payable to every such sole coroner by way of salary shall be subject to revision at the time and in the manner prescribed by the fourth section of this Act.

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5. In case of the illness or unavoidable absence of any coroner for the time being of the county of the city of Dublin, he is empowered and hereby required, by writing under his hand and seal, to appoint a fit and proper person, qualified as by this Act required for election as coroner, to act for him as deputy coroner during the illness or unavoidable absence of such coroner, but no longer or otherwise : Provided always, that the Lord Mayor of Dublin, or two justices of the county of the city of Dublin, shall, on each occasion, certify under their hands and seals the necessity of the appointment of such deputy coroner, and such certificate shall state the cause of the absence of such coroner, and shall be openly read to every inquest jury summoned by such deputy coroner ; and the particulars of every inquest holden by such deputy coroner shall be included in the return to be made by such deputy coroner in like manner as if the same were made by such coroner.

Appoint-
ment of
deputy.

6. And whereas the town council of the city of Dublin have recently provided a suitable edifice for the sole purpose of a coroner's court, and a morgue or mortuary for the reception of bodies of deceased persons awaiting inquest ; and it is expedient to provide for the maintenance and to regulate the expenses of such coroner's court and morgue or mortuary : Be it therefore enacted, that it shall and may be lawful for the said town council to present and pay such sum or sums as they may from time to time judge to be necessary for the maintenance, repair, or improvement of the edifice of said court, or of the coroner's court and morgue for the time being for the county of the city of Dublin, as well of providing proper and necessary appliances for the same, and for the payment of a clerk to the coroner or coroners, as the case may be, and of a care-taker of the said court and morgue : Provided always, that every such presentment or payment may be traversed as grand jury presentments may at present be traversed before the Court of Queen's Bench, Ireland.

Maintenance
of coroner's
court and
mortuary.

7. This Act shall extend to the county of the city of Dublin only.

Extent of
Act.

8. This Act may be cited as the Coroners (Dublin) Act, 1876.

Short title.

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SCHEDULE.

3 & 4 Vict. c. 108. s. 156.

9 & 10 Vict. c. 37, so much of section 27 as limits to sixty-five pounds sterling the amount which may be presented at any presenting term for the payment of any coroner.

23 & 24 Vict. c. 74. s. 1.

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Coroners (Dublin).

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[AS AMENDED IN COMMITTEE.]

To amend the Law relating to Coroners
in the County of the City of Dublin.

(Prepared and brought to by
Mr. Sullivan, Sir Arthur Guinness, Mr. Howitt
Brooks, and Mr. Patrick Murray.)

Ordered, by The House of Commons, to be Printed,
17 May 1876.

[Bill 152.]

Under 1 oz.